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11 IN THE UNITED STATES DISTRICT COURT
12 FOR THE EASTERN DISTRICT OF CALIFORNIA
13

14 DAVID MOORE,

15 Plaintiff,

16 v.

17
18 JO ANNE B. BARNHART,
19 Commissioner of
20 Social Security,

21 Defendant.
22
23

CASE NO. **2:04-CV-02055-PAN**
(JFM)

STIPULATION AND ORDER
SETTLING ATTORNEY'S FEES
PURSUANT TO THE EQUAL
ACCESS TO JUSTICE ACT

24 IT IS HEREBY STIPULATED by and between the parties through their undersigned counsel,
25 subject to the approval of the Court, that counsel for Plaintiff be awarded attorney's fees under the
26 Equal Access to Justice Act (EAJA) in the amount of THREE THOUSAND EIGHT HUNDRED
27

1 AND 00/100 DOLLARS (\$3,800.00), for compensation for legal services rendered on Plaintiff's
2 behalf, pursuant to 28 U.S.C. §2412(d), thereby constituting a compromise settlement for all fees
3 under the EAJA in this action, but not constituting any admission of Defendant's liability under the
4 EAJA in this action.
5

6 Payment of the amount specified above shall constitute a complete release from and bar to any
7 and all claims of Plaintiff's counsel relating to EAJA fees in connection with this action, without
8 prejudice to any future request for fees under the Social Security Act, 42 U.S.C. §406(b).
9

10 The parties further stipulate that Plaintiff's counsel shall return to Defendant's counsel, and
11 Defendant's counsel shall retain, a facsimile of this stipulation bearing counsel's signature, and that
12 Defendant shall e-file the document pursuant to applicable local rules.
13

14 DATED: June 30, 2006

/s/ Elizabeth L. Gade

ELIZABETH L. GADE

Attorney at Law

Attorney for Plaintiff

17 DATED: June 30, 2006

McGREGOR W. SCOTT

United States Attorney

19 By: /s/ Bobby J. Montoya

DEBORAH L. STACHEL

Special Assistant U. S. Attorney

Attorneys for Defendant

23 OF COUNSEL
24 LUCILLE GONZALES MEIS
25 Chief Counsel, Region IX
26 U.S. Social Security Administration
27
28

ORDER

Counsel for Plaintiff is hereby awarded attorney's fees pursuant to the Equal Access to Justice Act in the amount of \$3,800.00, pursuant to the stipulation of the parties.

APPROVED AND SO ORDERED.

DATED: July 21, 2006.


UNITED STATES MAGISTRATE JUDGE

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Moore.stipord.fees.ss.wpd